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4 Attorney for STATE OF ARIZONA

SUPERIOR COURT
YAVAPAI COUNTY, ARIZONA
June 1 a.m.
2011 MAY 32 AM 8:26 ✓

SANDRA K MARKHAM
JEROME HICKS, CLERK

5 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA Marjorie Harshman

6 IN AND FOR THE COUNTY OF YAVAPAI

7 STATE OF ARIZONA,

8 Plaintiff,

9 Vs.

10 JAMES ARTHUR RAY,

11 Defendants.

No. V1300CR201080049

PETITION FOR USE IMMUNITY PURSUANT
TO A.R.S. § 13-4064

Division PTB

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14 The State of Arizona, by and through Sheila Sullivan Polk, Yavapai County Attorney, and
15 her deputy undersigned, pursuant to A.R.S. §13-4064, requests the following relief:

- 16 1. Grant to witness **MARK ROCK** use immunity to testify at the trial in the above-entitled
17 case;
18 2. Order **MARK ROCK** to testify at the trial in this case;
19 3. Order that any information directly or indirectly derived from such testimony or evidence
20 shall not be used against **MARK ROCK** in any proceeding or prosecution for a crime or
21 offense concerning which he gave answer or produced evidence under court order.

22 Except as provided in A.R.S §13-4064, **MARK ROCK** may nevertheless be prosecuted
23 or subjected to penalty or forfeiture for any perjury, false swearing or contempt committed in
24 answering, or failing to answer, or in producing, or failing to produce, evidence in accordance
25 with this order. A proposed form of order is attached.

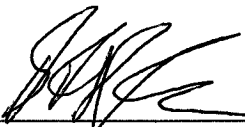
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RESPECTFULLY SUBMITTED this 15th day of June, 2011.

Sheila Sullivan Polk
Yavapai County Attorney

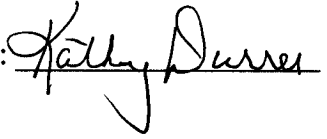
By: 
Bill R. Hughes
Deputy County Attorney

COPIES of the foregoing emailed this 15th day of June, 2011:

Hon. Warren Darrow
Dtroxell@courts.az.gov

Thomas Kelly
tkelly@thomaskellypc.com

Truc Do
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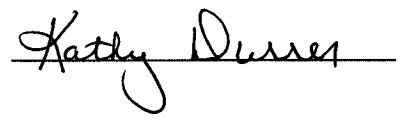
By: 

COPIES of the foregoing delivered this 15th day of June, 2011, to

Thomas Kelly

Truc Do
Munger, Tolles & Olson LLP
355 S. Grand Avenue, 35th Floor
Los Angeles, CA 90071-1560

Robert Lauenders

By: 

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

vs.

JAMES ARTHUR RAY,

Defendants.

No. V1300201080049

ORDER OF USE IMMUNITY OF MARK
ROCK

Division PTB

Upon reading the State's Petition For Use Immunity and good cause appearing, **IT IS
HEREBY ORDERED,**

- 1) that **MARK ROCK** has use immunity to testify at trial in the above-entitled case,
- 2) that **MARK ROCK** is required to testify at trial in this case,
- 3) that any information directly or indirectly derived from such testimony or evidence shall not be used against **MARK ROCK** in any proceeding or prosecution for a crime or offense concerning which he gave answer or produced evidence under court order.

Except as provided in A.R.S §13-4064, he may nevertheless be prosecuted or subjected to penalty or forfeiture for any perjury, false swearing or contempt committed in answering, or failing to answer, or in producing, or failing to produce, evidence in accordance with this order.

This order is based upon a finding that **MARK ROCK'S** testimony is indispensable to the interests of justice.

DONE IN OPEN COURT this _____ day of June, 2011.

Hon. Warren R. Darrow
Judge of the Superior Court